

W:03512A-07-0362

OPEN MEETING AGENDA ITEM



0000090882

ORIGINAL

ARIZONA CORPORATION COMMISSION

UTILITY COMPLAINT FORM

**Investigator:** Al Amezcua

**Phone:** [REDACTED]

**Fax:** [REDACTED]

**Priority:** Respond Within Five Days

**Opinion**      **No.** 2008 - 73625

**Date:** 12/3/2008      Arizona Corporation Commission

**Complaint Description:**      08A Rate Case Items - Opposed  
N/A Not Applicable

**DOCKETED**

DEC - 3 2008

**Complaint By:**      **First:** Sharon      **Last:** Stewart

**Account Name:** Sharon Stewart

**DOCKETED BY** [Signature: Mn]  
**Home:** (000) 000-0000

**Street:** [REDACTED]

**Work:** (000) 000-0000

**City:** Strawberry

**CBR:** [REDACTED]

**State:** AZ      **Zip:** 00000

**is:** E-Mail

**Utility Company:** Pine Water Co., Inc.

**Division:** Portal Creek 1, 2 & 3

**Contact Name:** Mistie Jared

**Contact Phone:** [REDACTED]

**Nature of Complaint:**

12/03/08 Emailed from Sharon Stewart

From: Sharon [REDACTED]  
Sent: Wednesday, December 03, 2008 8:57 AM  
To: Utilities Div - Mailbox  
Subject: K2 well urgency

Dear Commissioners:

Re: Pine Water Company

DOCKET NUMBER W-03512A-07-0362

This email is in request that you oppose PWCo's application.

Former PSWID board members are guilty of malfeasance and incompetence in representing Pine and Strawberry water customers

by signing this JWDA as they did not take into consideration any contingencies to protect themselves, therefore we the people:

- 1) There were no contingencies in favor of the District in the event they needed to cancel the contract.
- 2) They specifically used the public's money towards a utility and took actions to divert the funds to the driller and suppliers to make it look like PWCo was not spending the public's money illegally towards a utility.
- 3) The District expressly waived its funding obligations of the public's money when they deposited our money in escrow.

RECEIVED  
2008 DEC - 3 P 4:18  
DOCKETED

**ARIZONA CORPORATION COMMISSION**  
**UTILITY COMPLAINT FORM**

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4) The District agreed that its lien interests were non-appealable to any decision of the ACC.

5) Terms of PWCo paying the District back the \$300K for the K2 well is really a "loan" in disguise; even the ACC staff called it a loan in their letter for approval dated 9/7/07.

6) Items and/or issues were not disclosed to the public.

Who benefits when one water company vs. the other water company? Under the law we have equal protection. PWCo is impacting another public water company (SWCo), and you should have jurisdiction. Just because PWCo is running it through the District is irrelevant.

- I am very concerned about my family's water supply.

- When ACC issued a CC&N through a water company, it is a legal monopoly. So PWCo cannot come into SWCo's territory.

- There isn't enough water to support the growth that people want to have. This was proven by at least hydrogeologist's reports, which are now being totally ignored.

- Has the PWCo proven the sustainable yield of 150 gpm will be adequate to handle both water company's customers' needs and demands? Both water companies are paying for it.

- Please question PWCo's conservation plan and what are they doing to conserve water?

- My family is being directly impacted by the decision by another public water company. One water company cannot supersede another water company because they are utilizing the same resource.

Please take my comments into serious consideration and oppose this JWDA.

Sincerely,

Sharon Stewart

  
\*End of Complaint\*

**Utilities' Response:**

n/a

\*End of Response\*

**Investigator's Comments and Disposition:**

12/03/08

December 3, 2008

RE: PINE WATER COMPANY

Dear Water Customer:

Your letter regarding the Pine Water Company ("Pine Water") application will be placed on file with the Docket Control Center of the Arizona Corporation Commission ("Commission") to be made part of the record. The Commission will consider your comments before a decision is rendered in the Pine Water application.

# ARIZONA CORPORATION COMMISSION

## UTILITY COMPLAINT FORM

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The concerns raised in letters received from customers will assist the Commission in the investigation and review of the application. The Commission's independent analysis of the utility and its application request attempts to balance the interest of the utility and its customers.

Staff appreciates your comments and the interest taken on the proposed rate increase.

Sincerely,

Alfonso Amezcua  
Public Utilities Consumer Analyst II  
Utilities Division  
\*End of Comments\*

**Date Completed:** 12/3/2008

**Opinion No.** 2008 - 73625

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